

III. Remarks

This application is a divisional application of U.S. Patent Application No. 09/494,627 filed January 31, 2000 (the “‘627 Application”), which is a divisional application of U.S. Patent Application No. 09/154,677 filed September 17, 1998, which is now U.S. Patent No. 6,482,426. Claims restricted to a combination of “phentolamine mesylate, papaverine hydrochloride, and alprostadil” were elected for further prosecution in the ‘627 Application in response to the restriction requirement mailed on April 4, 2001. The ‘627 Application was allowed on July 29, 2003 but has not yet issued.

The specification has been amended to recite the relationship with the parent case, which is described above.

Claims 19-36 are pending in this application upon entry of this Preliminary Amendment. Claims 1-18, 21 and 37-46 are cancelled. Claims 19 and 28-33 are amended herein. Claims 19 and 28-32 are amended to restrict the claims to the previously non-elected combination of “phentolamine mesylate and alprostadil.” Claim 33 is amended to correct a typographical error. Accordingly, Applicant respectfully submits that no new matter has been added.

Applicant does not believe that any fees are due at this time; however, should any fees be required for any reason relating to this document, the Commissioner is authorized to deduct the fees from Howrey Simon Arnold & White, LLP Deposit Account No. 30-3038.

In view of the above amendments and remarks, Applicant respectfully submits that the instant application is in good and proper order for allowance and early notification to this effect is solicited. If, in the opinion of the Examiner, a telephone conference would expedite prosecution of the instant application, the Examiner is encouraged to call the undersigned at the number listed below.

Respectfully submitted,

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